

# The Gazette of India.



सत्यमेव जयते

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Separate paging is given to this Part in order that it may be filed as a separate compilation.

## PART II-A

### Notifications relating to Minor Administrations

#### OFFICE OF THE CHIEF COMMISSIONER, HIMACHAL PRADESH

##### NOTIFICATIONS

*Simla-4, the 20th February 1950*

**No. J.54-244/48.**—The Chief Commissioner, Himachal Pradesh, is pleased to direct that the following amendments be made in Himachal Pradesh Government Notification of even number dated the 19th October, 1948 :—

1. Under head "Officials" for the words "Deputy Chief Commissioner" substitute "CHIEF COMMISSIONER".
2. In para 2 for the words "Deputy Chief Commissioner" substitute "CHIEF COMMISSIONER".

By order,

**MAHABIR SINGH,**

*Assistant Secretary (Home and Revenue),  
to the Chief Commissioner,  
Himachal Pradesh.*

*Simla-4, the 21st February 1950*

**No. G.84-286/49.**—The Chief Commissioner, Himachal Pradesh has been pleased to sanction the grant to Shri Ram Rattan Mehta, Deputy Commissioner, Mahasu, six weeks leave on average pay with effect from the afternoon of the 9th February, 1950.

**No. G.84-286/49.**—In consequence of 6 weeks leave granted on average pay to Shri Ram Rattan Mehta, the Chief Commissioner Himachal Pradesh has been pleased to appoint Th. Raghubir Singh, Sub Divisional Officer, Rampur, to hold current charge of the routine duties of the post of the Deputy Commissioner, Mahasu with effect from the afternoon of the 9th February, 1950.

**MAHABIR SINGH,**

*Assistant Secretary (Home)  
to the Chief Commissioner,  
Himachal Pradesh.*

*Simla-4, the 22nd February 1950*

**No. G-4-41/48.**—In exercise of the powers conferred by section 10(1) of the Code of Criminal Procedure, 1898, the Chief Commissioner, Himachal Pradesh is pleased to appoint Thakur Raghubir Singh, Sub-Divisional Magistrate, Rampur Mahasu District to be the District Magistrate of the said District with effect from the afternoon of the 9th February, 1950.

**No. R.81-207/49.**—As Shri Surindra Nath Tahsildar has applied for further extension of leave this Office Order of even number dated the 8rd December, 1949, transferring him to Kasumpti, is hereby cancelled.

**E. P. MOON,**  
*Chief Commissioner,  
Himachal Pradesh.*

*Simla-4, the 24th February 1950*

**No. (1)D-100-8/48.**—Whereas improved arrangements are required with respect to the matters mentioned in Section 52 of the Punjab Municipal Act, 1911, as applied to Himachal Pradesh.

In exercise, therefore, of the powers conferred by sub-section (1) of section 241 of the said Act, the Chief Commissioner, Himachal Pradesh is pleased to constitute Notified Area Committee within the local area of Arki in Mahasu District, the boundaries of which are described in the annexed schedule.

##### Schedule

*East.*—Khud Arki.

*West.*—Nalla Khermawal & Tal.

*North.*—Mauza Sainj.

*South.*—Nala Khermawal & Tal.

**No. (2)D-100-8/48.**—In exercise of the powers conferred by clause (d) of sub-section (1) of section 242 of the Punjab Municipal Act, 1911, as applied to Himachal Pradesh the Chief Commissioner Himachal Pradesh is pleased to appoint the following persons to be the members of the Notified Area Committee, Arki in Mahasu District :

1. Tehsildar, Arki.
2. Medical Officer, Arki.
3. Pt. Sadhu Ram, Arki.
4. L. Nathu Ram, Arki.
5. Pt. Dhani Ram, Arki.

**No. (3)D-100-8/48.**—In exercise of the powers conferred by clause (c) of sub-section (1) of section 242 of the Punjab Municipal Act, 1911, as applied to Himachal Pradesh, the Chief Commissioner, Himachal Pradesh is

pleased to appoint the Tehsildar Arki, to be the President of the Notified Area Committee, Arki in Mahasu District.

**No. (4)D-100-8/48.**—In exercise of the powers conferred by clause (f) of sub-section (1) of section 242 of the Punjab Municipal Act, 1911, as applied to Himachal Pradesh, the Chief Commissioner, Himachal Pradesh, is pleased to extend the following sections of the said Act to the Notified Area Committee of Arki in Mahasu District and to declare that the provisions of the said sections shall come into force from the date of this notification.

Sections, 3, 5, 6, 13, 14(e), 15, 16, 18, 19, 20(2), 20(3), 21, 22, 24 to 31, 33, 35, 36, 39, 41, 42, 43, 44, 45, 46 to 51, 52, 54, 55, 56, 57, 58, 63 to 78, 79 to 81 to 86, 96 to 110, 113 to 115, 116, 119, 121 to 123, 125, 127, 132 to 131, 135, 136, 138, 140, 141, 142, 143 to 152, 154 to 157, 159, 167 to 170, 171 to 177, 179 to 182, 185 to 197, 197A, 199 to 222, 224 to 236, 239 and 240.

By order,  
MAHABIR SINGH,  
Assistant Secretary (Home),  
to the Chief Commissioner,  
Himachal Pradesh.

Simla-4, the 24th February 1950

**No. J.1-59/49.**—In exercise of the powers conferred by Sub-Section 2 of Section 8 of the Reformatory Schools Act VIII of 1897, as applied to Himachal Pradesh, the Chief Commissioner, Himachal Pradesh is pleased to invest all Magistrates of the First Class in Himachal Pradesh with powers under Section 8 of the said Act with immediate effect.

By order,  
MAHABIR SINGH,  
Assistant Secretary (Home and Rev.),  
to the Chief Commissioner,  
Himachal Pradesh.

Simla-4, the 24th February 1950

**No. (1)L-58-31/49.**—Whereas improved arrangements are required with respect to the matters mentioned in Section 52 of the Punjab Municipal Act, 1911, as applied to Himachal Pradesh;

In exercise, therefore, of the powers conferred by sub section (1) of section 241 of the said Act, the Chief Commissioner Himachal Pradesh, is pleased to constitute a Notified Area Committee within the Local Area of Sunder Nagar in the Mandi District, the boundaries of which are described in the annexed Schedule.

#### Schedule

East—Forest Tramari or Village Bahaot Sandiakh.

West—Arthi village.

North—Area extending upto village Bhurjwanu.

South—Area extending upto Panurala.

**No. (2)L-58-31/49.**—In exercise of the powers conferred by Clause (d) of sub section (1) of section 242 of the Punjab Municipal Act, 1911, as applied to Himachal Pradesh, the Chief Commissioner, Himachal Pradesh is pleased to appoint, the following persons to be members of the Notified Area Committee of Sunder Nagar in the Mandi District :—

1. Sub-Divisional Officer (Civil) Suket.
2. Medical Officer Sunder Nagar.
3. Tahsildar Sunder Nagar.
4. Th. Rattan Singh.
5. Pandit Padam Nabh.
6. Subedar Rattan Singh.
7. M. Ganga Singh Jagirdar.

**No. (3)L-58-31/49.**—In exercise of the powers conferred by Clause (c) of sub section (1) of section 242 of the Punjab Municipal Act, 1911, as applied to Himachal Pradesh, the Chief Commissioner Himachal Pradesh is pleased to appoint the sub Divisional Officer (Civil) Suket, to be the President of the Notified Area Committee of Sunder Nagar in the Mandi District.

**No. (4)L-58-31/49.**—In exercise of the powers conferred by clause (f) of sub section (1) of section 242 of the Punjab Municipal Act, 1911 as applied to Himachal Pradesh, the Chief Commissioner, Himachal Pradesh, is pleased to extend the following sections of the said Act, to the Notified Area Committee of Sunder Nagar in the Mandi District and to declare that the provisions of the said sections shall come into force from the date of this Notification :—

Sections 3 to 8, 13 to 16, 18 to 33, 35, 37 to 39, 41 to 45, 49 to 52, 54 to 58, 63 to 86, 93 to 110, 113 to 178, 180 to 195, 195A to 197, 200 to 219, 219A, 220 to 237 & 240.

By order,  
MAHABIR SINGH,  
Assistant Secretary (Home and Rev.),  
to the Chief Commissioner,  
Himachal Pradesh.

Simla-4, the 24th February 1950

**No. G. 50-9/49.**—In continuation of Himachal Pradesh Gazette Notification No. G.97-31/48-Vol-1, dated the 3th February, 1950, Shri Hari Ram, Magistrate 1st Class, Jogindernagar, will proceed on leave preparatory to retirement from the date he is relieved by Shri Mohan Lal.

E. P. MOON,  
Chief Commissioner,  
Himachal Pradesh.

#### OFFICE OF THE CHIEF COMMISSIONER, BILASPUR (SIMLA HILLS).

#### NOTIFICATION

Bilaspur, the 21st February 1950

**No. Hom.(1)572**—In exercise of the powers conferred by Section 3 of the Essential Supplies (Temporary Powers) Act, 1946 (Act No. XXXIV of 1946) as delegated under Government of India Notification No. PY-603 (2)-X, dated the 22nd December, 1948; the Chief Commissioner is pleased to suspend temporarily for the 26th & 27th January, 1950 only, the operation of Bilaspur Province Food (Economy) Order, 1949.

SHRI CHAND CHHABRA,  
Chief Commissioner, Bilaspur.

#### OFFICE OF THE CHIEF COMMISSIONER, AJMER

#### NOTIFICATIONS

Ajmer, the 1st February 1950

**No. 6/148-G-91.**—In exercise of the powers conferred by section 6(1) of the Punjab Pure Food Act, 1929 (Punjab Act VIII of 1929), as extended to Ajmer-Merwara in this Administration Notification No. 238-C/84-CC/29 dated the 19th January 1932, the Chief Commissioner hereby appoints the Director of Animal Husbandry, Ajmer-Merwara and the Gowshala Development Officer, Ajmer-Merwara as Inspectors within the limits of the Ajmer, Beawar and Kekri Municipalities, for purposes of the said Act, in so far as Milk and Milk products only are concerned.

By order,  
A. N. LAL,  
Assistant Secretary to the Chief Commissioner,  
Ajmer.

Ajmer, the 18th February 1950

No. 10/10/43-Genl.—Consequent on Mr. R. N. Bhargava making over charge of the temporary post of the Controller of Rationing, Ajmer he was granted 43 days earned leave on average pay with effect from the 5th October 1949.

By order,

A. N. LAL,

Assistant Secretary to the Chief Commissioner,  
Ajmer.

Ajmer, the 21st February 1950

No. OF/Misc-11(ii)1445.—In exercise of the powers conferred by clause (a) of Sub-section (1) of Section 4 of the Drugs (Control) Ordinance, 1949 (Ordinance No. XVI of 1949), the Chief Commissioner State of Ajmer, hereby directs that the following further amendments shall be made in the maximum retail prices specified in column 2 in respect of the Drugs specified in column 1 of the schedule appended to his Notification No. CS/Misc-

11/5604 dated the 3rd October, 1949 as subsequently amended.

## Amendment

Substitute the following for the existing entry under MARTIN & HARRIS LTD., BOMBAY occurring on page 43 of the schedule in respect of the drugs mentioned, namely :—

MARTIN &amp; HARRIS LTD. BOMBAY.

E. R. Squibb & Sons International Corporation Incorporated, New York, U.S.A.

Rucramin (Vitamin B 12)

Concentrate Box of 5 × 1 cc—Rs. 21-0-0.

This notification shall come into force immediately.

By order,

A. N. LAL,

Assistant Secretary  
to the Chief Commissioner,  
State of Ajmer.

## GINNING RETURNS

Return showing quantity of cotton ginned in the Province of Ajmer-Merwara for the week ending  
10th February 1950

Section 5A of the Cotton Ginning and Pressing Factories Act, 1925 (XII of 1925) as subsequently amended.

Name of Division or Block.	QUANTITY (BY WEIGHT) OF COTTON GINNED (IN BALES OF 392 LBS. EACH).				District included in the block.
	During the week.	During the corresponding week last year.	Since the commencement of the season, i.e., since 1st September 194 .	During the corresponding period last year.	
1	2	3	4	5	6
Ajmer-Merwara .. .. .	616 70	561 80	11823 80	9123 57	

Return showing quantity of cotton ginned in the Province of Ajmer-Merwara for the week ending  
17th February 1950

Section 5A of the Cotton Ginning and Pressing Factories Act, 1925 (XII of 1925) as subsequently amended.

Name of Division or Block.	QUANTITY (BY WEIGHT) OF COTTON GINNED (IN BALES OF 392 LBS. EACH)				District included in the block.
	During the week.	During the corresponding week last year.	Since the commencement of the season, i.e., since 1st September 194 .	During the corresponding period last year.	
1	2	3	4	5	6
Ajmer Merwara .. .. .	3 3 42	647 33	12159 28	9770 93	

GAURI SHANKER,  
Superintendent.

for Deputy Commissioner, Ajmer-Merwara.

OFFICE OF THE CHIEF COMMISSIONER, DELHI

## NOTIFICATIONS

Delhi, the 17th February 1950

No. F.7 A. (64)49-Home.—Shri Dial Singh Officiating Deputy Superintendent of Police, Delhi was relieved of his office on the afternoon of the 20th January 1950 for

employment as Watch and Ward officer (D.S.P.) Constituent Assembly of India, New Delhi.

By order,

Y. N. VARMA,

Home Secretary to the Chief Commissioner,  
Delhi.

*Delhi, the 18th February 1950*

**No. F. 2(83)|49-R&J.**—The Chief Commissioner of Delhi is pleased to make the following amendment in the rules for the appointment of Honorary Magistrates in Delhi published with his notification of even number dated the 8th September 1949.

*Amendment*

For the existing rule 12 the following shall be substituted:—

“12. The court of every Honorary Magistrate of Bench of Honorary Magistrate should be inspected at least once a year by the District Magistrate or the additional District Magistrate, whose report should be sent through the District and Sessions Judge to the Chief Commissioner”.

By order,

Y. N. VERMA,

*Home Secretary,*

*to the Chief Commissioner, Delhi.*

*Delhi, the 18th February 1950*

**No. F.10(9)|50-P&P.**—In exercise of the powers conferred by Sub-Section (7) of Section 7 of the Cinematograph Act, 1918, the Chief Commissioner of Delhi is pleased to direct that a Soviet film entitled “YOUNG GUARD” will not be allowed to be shown publicly and so shall be deemed to be an uncertified film in the Province of Delhi.

By order,

Y. N. VERMA,

*Home Secretary*

*to the Chief Commissioner, Delhi.*

*Delhi, the 20th February 1950*

**No. F.2(31)|50-R&J.**—Under the provisions of section 12 of the Code of Criminal Procedure 1898, Shri Gopal Saran Das, P.C.S. (N.W.F.P.) is appointed a magistrate of the First Class in the Delhi District with effect from the forenoon of the 17th February, 1950.

**No. F.2(31)2|50-R&J.**—Shri Gopal Saran Das, P.C.S. (N.W.F.P.) assumed charge of the duties of magistrate of the first class, Delhi on the forenoon of the 17th February, 1950.

By order,

Y. N. VARMA,

*Home Secretary to the Chief Commissioner, Delhi.*

*Delhi, the 20th February 1950*

**No. F.3(1)|50-R&J.**—Shree Parshotam Sarup assumed charge of the office of Additional Subordinate Judge, 1st Class Delhi on the forenoon of the 1st February, 1950.

**No. F. 3(1)II|50-R&J.**—Shree Tarachand Gupta assumed Charge of the Office of Additional Subordinate Judge, 1st Class, Delhi on the forenoon of the 2nd February, 1950.

By order,

Y. N. VARMA,

*Home Secretary to the Chief Commissioner, Delhi.*

*Delhi, the 20th February 1950*

**No. F.3(92)|48-R&J.**—The following is published for general information:—

**HIGH COURT OF PUNJAB AT SIMLA**

Notification No. 19-Genl.|XI.Y.1, dated the 3rd February 1950.

The following amendment to rule 14, Order XLI of the first Schedule to the Code of Civil Procedure (Act V of 1908) made under section 122 of that Code by the High Court of Judicature for the State of Punjab, after previous publication under Notification No. 158-Genl.|XI.Y.18, dated the 7th October 1949, read with notification No. 1-Genl.|XI.Y.18, dated the 20th November, 1949, in the East Punjab Gazette and the Gazette of India (for Delhi) and with the previous approval of the Government of the Punjab and Delhi, are hereby published for general information under section 127 of the said Code:—

Order XLI, rule 14.

Add the following as sub-rules (4) and (5):—

“(4) Where the respondent or any of the respondents has migrated to Pakistan and he cannot be served in the ordinary way, if the appeal has arisen out of a suit to obtain relief respecting, or compensation for wrong to immoveable property, the notice shall be served on the Custodian of Evacuees Property, Punjab or Delhi, as the case may be. In all other cases, the notice shall be served on such Custodian and a copy of the notice shall be sent, by registered post, to the Secretary General to the Pakistan Government.

“(5) The provisions of Sub rule (4) shall mutatis mutandis apply to appellants, who have migrated to Pakistan and who cannot be served in the ordinary way”.

By Order of the Chief Justice and Judges,

RANJIT RAI,

*Registrar.*

By order,

Y. N. VARMA,

*Home Secretary to the Chief Commissioner, Delhi.*

*Delhi, the 20th February 1950*

**No. F.4(11)|48-L.S.G.**—In exercise of the powers conferred under sub section (7) and (10) of section 62 of the Punjab Municipal Act 1911, as extended to the Delhi Province, the Chief Commissioner of Delhi is pleased to sanction the proposal of the Municipal Committee of Shahdara to enhance the rate of House tax from six and a quarter per cent. to 10 per cent. on the annual value of a building in Shahdara imposed under Notification No. F.3A-(41)|44-L.S.G. dated the 20th October 1944 and subsequently modified by notification No. F.4(26)|48-L.S.G. dated the 27th April 1948.

The enhanced rate will come into force with effect from the 1st April 1950.

By order,

K. K. SHARMA.

*Secretary (Local Self Government) to the Chief Commissioner Delhi.*

Delhi, the 20th February 1950

**No. F.10(2)|50-CS**—In exercise of the powers conferred by Section 3 of the Essential Supplies (Temporary Powers) Act, 1946 (Act No. XXIV of 1946) as delegated under the Government of India, Department (now Ministry) of Food Notification No. PY-603(2)-1 dated the 21st October, 1946 and with the prior approval of the Government of India, the Chief Commissioner of Delhi, being satisfied that this measure is necessary for maintaining supplies and services essential to the life of the community is pleased to direct that no person shall export or attempt to export or cause to be exported Gur, Shakkar & Khand-sari by rail from any place within the province of Delhi except under and in accordance with the terms of a permit issued in writing by the Director of Rationing and Civil Supplies, Delhi or by any other officer authorised by the said Director in this behalf.

By order,

L. J. JOHNSON,

Secretary (Rationing & Civil Supplies),  
to the Chief Commissioner, Delhi.

Delhi, the 20th February 1950

**No. F.28(1)|50-C.S.**—In exercise of the powers conferred by clause (a) of sub-section (1) of Section 4 of the Drugs (Control) Ordinance, 1949 (ordinance No. XXVI of 1949), the Chief Commissioner of Delhi is pleased to make the following amendment in the schedule appended to his notification No. F.28(1)|49-CS., dated the 3rd October 1949, as subsequently modified.

#### Amendment

Under the heading "**THE UPJOHN COMPANY U.S.A.**" in column II.

(i) for "Rs. 4-8-0" against the entry "C. T. Thiamate (Vitamin B I) 5 mg. 100's" substitute "Rs. 3-8-0".

(ii) for "Rs. 3-0-0" against the entry "S.S. Thiamate (Vitamin B I) 10 mg. 6 × 1 cc" substitute "Rs. 2-0-0".

By order,

L. J. JOHNSON

Secretary (Rationing & Civil Supplies)  
to the Chief Commissioner, Delhi.

Delhi, the 21st February 1950

**No. F.7(30)|47-(i)Dev.**—The Interim award of the Industrial Tribunal, Delhi in the industrial dispute between the Indian National Airways Ltd., New Delhi and the workmen employed therein, referred for adjudication under this office order No. F.7(30)|47-Dev. dated the 16th November 1949 and as subsequently amended by this office order bearing the same number dated the 18th November 1949 is hereby published :

Before S. S. Dau'at, Esquire, I.C.S.

Industrial Tribunal, Delhi.

Between

Messrs The Indian National Airways Ltd., New Delhi.  
AND

The Workmen employed therein.

In the matter of proposed retrenchment

#### INTERIM AWARD

An industrial dispute between the Indian National Airways Limited and their workers was referred to this

Tribunal by the Chief Commissioner, Delhi by his order dated the 19th May 1949. While the dispute was pending, the Company made a petition under section 33 of the Industrial Disputes' Act for permission to retrench a number of their workers on the ground of economy, and on 29th March 1949 I made an order permitting the Company to discharge 55 of the workers. In October the Company made another application for permission to discharge 71 more of their employees, and the Workers' Union thereupon, feeling apprehensive that this may be a device on the part of the Company to get rid of all the workers during the pendency of the dispute, approached the Chief Commissioner for another reference to be made to this Tribunal concerning the question of the proposed retrenchment itself, and on 18th November 1949 the Chief Commissioner referred this additional dispute to this Tribunal stating it in these terms :—

"To examine the grounds in regards to the proposed retrenchment of 71 persons (excluding retrenchment already effected prior to 1st November 1949) during the pendency of 'adjudication proceedings, and to decide, after taking into account any alternative suggestions that may be put forward by the Workers' representatives, the extent to which the retrenchment has become unavoidable or deemed to be necessary".

Since this matter was referred in the form of a dispute, the petition of the Company under Section 33 of the Act became infructuous. A representation was, however, made by the Company that the matter of retrenchment was of urgency, as it had financial implications, and with the general agreement of the Workers' Union, I agreed to decide this part of the dispute by an interim award.

The Company's case is, that they have been running at a loss for over three years now, that their business has struck and the Air Transport Licensing Board has now finalized the position in respect of the work likely to be undertaken by the Company, and in view of the extent of that work, it has become necessary for them to discharge some of their workers, and that in the proposed retrenchment they have taken care to include only the juniormost employees, and they should not, therefore, be compelled to undertake the unnecessary expense of keeping these men in their employment.

The financial state of the Company, as revealed by their balance sheets, is not very happy. The balance sheets ending 30th June 1948 shows a loss of over 13 lacs during the two previous years. The balance-sheet for the current year is not yet ready, but it appears to have been estimated that there would be a loss of over 7 lacs during the year, and in support of this estimate the affidavits of the Controller of Accounts has been filed. It was suggested during the arguments that the figures in the balance sheets have been manipulated, and in particular it was pointed out that unreasonably large amounts had been entered against depreciation, and these figures have apparently swallowed up the real profit. On scrutiny, however, it does not appear that there is any substance in this suggestion. The income-tax rules, I understand, allow a depreciation of 30 per cent. on aircrafts and 40 per cent. on aero engines, and it appears that the depreciation, mentioned in the balance sheets, is actually far less than those figures. There is evidence to show that the airways industry as a whole is in a state of

slump, and this particular Company has in fact been running at a loss. Their shares of the face value of Rs. 10 and fully paid up are available in the market for Rs. 3/3/-. Apart from any other consideration, therefore, there would be good ground for effecting economy in the running of the concern as far as possible.

The need for this particular retrenchment at this time has arisen in this manner: Until July 1949 the licenses granted to the various air companies were largely provisional and the Indian National Airways were naturally hoping to be able to obtain a number of permanent licenses for a number of routes. As the strength of the staff and the extent of the existing facilities for running and maintaining aircraft would have been a consideration with the Air Transport Licensing Board the Company were inclined to maintain their staff at a level sufficiently high to justify the grant of the maximum number of licenses they expected to obtain, and for that reason the Indian National Airways kept on maintaining the strength of their staff at a fairly high level till July 1949. The Company actually made applications for 23 air routes, but they succeeded in getting licenses for six routes alone, and it at once became clear to them that the maintenance of the extra aircraft and staff was unnecessary. It is significant in this context that, barring seven of the rest of the men proposed to be retrenched are from the Engineering Department that is, men actually employed to run and maintain the aircraft. Detailed information in this connection has been filed by the Company, and I have no reason to doubt the accuracy of their figures, which show that they would now need fewer aircrafts than they did during the previous years, and naturally need fewer men to maintain them. On behalf of the workers, it was suggested that the extent of the work had not really decreased, but, once again, there is no substance in this suggestion. The figures supplied by the workers union do not really differ from the figures supplied by the Company, and it is only where the information is mistaken that any discrepancy appears.

As I have mentioned, and as the reference itself states, the proposal first was to retrench 71 men but it is now stated on behalf of the Company that 14 of these have either left the service or been absorbed, and the proposal now is to retrench only 57 of the workers. The Chief Engineer of the Company has sworn to an affidavit that he has personally satisfied himself that the men proposed to be retrenched are surplus. There is nothing in rebuttal. Considering, therefore, the financial position of the Company and the extent of their present business, I feel satisfied that there is ample justification for retrenchment, and I am also satisfied that the proposed retrenchment of 57 men is not unreasonable.

Only two alternative suggestions were made on behalf of the workers. One was that the salary of the staff, who are getting more than Rs. 500 a month, may be reduced in certain proportion, and the other that instead of discharging the men found to be surplus economy may be effected by reverting them temporarily to lower grades. Neither suggestion is, to my mind, practical, and neither of them really meets the case. A reduction in salaries of the supervising staff getting more than Rs. 500 a month may, of course, be a saving but it would not make the men, who are sur-

plus, in any sense useful, nor can I understand how reversion to a lower grade can be of assistance. A suggestion was put forward that salaries of the subordinate staff as a whole may be lowered to effect the necessary economy instead of discharging some of the men. This, to my mind, is not an attractive proposal, for in fact it would mean employing men, who are not needed, and to place the burden of their maintenance on the men, who are in fact needed, I have no doubt that such a course would largely affect the general efficiency of the workers. As I view, the case, if retrenchment is necessary, as I find it is, and if the 57 men in question surplus, as I also find to be the case, the best course is for those 57 men to go and find other employment. No other constructive suggestion has been put forward on behalf of the workers.

There remains the question, whether the 57 individuals proposed to be retrenched are the ones who should reasonably speaking be discharged. The Company have, I find adopted a reasonable basis, and it is that in every case, except where special reasons exist, the juniormost employee should be retrenched. I have scrutinized the list filed in the case, and I find that in nearly every case the juniormost employee is proposed to be discharged. There was some apprehension in the mind of the workers, that the Company may seek to get rid of some of their troublesome employees—troublesome in the sense that they are active members of the Workers' Union—and to safeguard against such a contingency I required the Company to file detailed lists of their employees graded according to their seniority and to indicate in each individual case how the person proposed to be retrenched stood in respect of the other employees and also to mention other reasons relevant to the matter. These lists have been filed, and as I have already mentioned, I find that in nearly every case the rule of seniority has been observed. Three particular names were mentioned before me on behalf of the workers, and it was suggested that those three individuals were proposed to be retrenched on account of their union activity. These are C. K. Madyia, General Secretary of the Union, L. Sansar Chand, Incharge of publicity, and Jagat Singh an active member. I find that these three are the juniormost in their respective grades and the Company do not propose to retain anyone in service junior to any of them. It was suggested at one stage that the Company will in all probability employ other men, more amenable to their wishes, after getting rid of the men now proposed to be retrenched. An affidavit has, however, been filed by the General Manager that there is no intention of employing any persons to replace the men proposed to be retrenched and as there is no counter-affidavit on this point, I have no reason to doubt it. After examining the grounds in regard to the proposed retrenchment of 71 persons, and after considering the alternative suggestions made by the Workers' representatives, I find that the retrenchment of 57 persons mentioned in the attached list has become necessary, and the company should be permitted to make the said retrenchment.

S. S. DAULAT,  
Industrial Tribunal, Delhi.

30th January 1950.

## LIST OF STAFF TO BE RETRENCHED.

## Engineering Department.

## Annexure 'A'

## ORDER

Delhi, the 16th November 1949

Serial No.	Clock No.	Name	Designation
1	833	Hirsharan Singh ..	Leading Hand (Service Dept.)
2	701	Ishar Singh Nepal ..	Mechanic I.
3	71	P. R. Kishore ..	Mechanic I.
4	254	Harry Paser ..	Cleaner.
5	152	S. N. Bhatt ..	Leading Hand (Aircraft Dep)
6	703	S. N. Bhatnagar ..	Mechanic I.
7	737	Ranjit Singh ..	Mechanic I.
8	751	Amrit Malhotra ..	Mechanic I.
9	758	S. P. Nith ..	Mechanic I.
10	444	M. K. Kulkarni ..	Mechanic I.
11	707	Nand Kishore Kapoor ..	Mechanic II.
12	759	Ramesh Chander ..	Mechanic II.
13	54	Saanti Surup ..	Mechanic II.
14	175	Lakshmi Narain ..	Mechanic II.
15	651	Harman Lal ..	Mechanic II.
16	777	Bashan Dass ..	Tailor II.
17	385	Kunyalal Sharma ..	Carpenter I.
18	7	Bharti Lal ..	Carpenter I.
19	544	R. N. Sharma ..	Carpenter II.
20	674	Kunlan Lal ..	Carpenter II.
21	446	R. P. Gaur ..	Mechanic I.
22	793	Anand Parkash ..	Cleaner.
23	822	Ishwar Dass ..	Cleaner.
24	724	B. K. Razlan ..	Improver Cleaner.
25	465	Shiv Charan ..	Cleaner.
26	525	Rajeshwar Nath ..	Fitter II.
27	448	Ram Parkash ..	Fitter II.
28	285	P. N. Chopra ..	Fitter II.
29	639	Jagat Singh ..	Leading Hand
30	575	C. K. Mulya ..	Leading Hand
31	237	Harish Chander ..	Mechanic I.
32	812	Krishan Lal Sharma ..	Mechanic I.
33	814	Suresh Chander ..	Mechanic II.
34	848	Mohinder Singh ..	Mechanic II.
35	294	R. C. Mathur ..	Mechanic II.
36	746	K. D. Berman ..	Chargehand.
37	64	Gian Singh ..	Electrician.
38	623	Karam Chand Sharma ..	Cleaner.
39	190	Sidhu Singh ..	Mechanic I.
40	91	Nand Lal ..	Cleaner.
41	42	K. K. Durr ..	Clock.
42	636	Amrit Nath ..	Clock.
43	11	U. S. Maan ..	Clock.
44	306	R. L. Pandey ..	Telephone Operator.
45	651	Nand Ram ..	Garbier.
46	192	R. S. Mahalevan ..	Office Assistant.
47	322	Ram Baba Saxena ..	Storekeeper.
48	676	Amin Chand ..	Storekeeper.
49	673	S. R. Manktala ..	Storekeeper.
50	338	Suresh Chand ..	Office Assistant.
51	..	Bakshi Ram ..	Typist.
52	..	Budram Pari ..	Assistant Clerk I.
53	..	J. C. Nargia ..	Assistant Clerk I.
54	..	Brijlal Bith ..	Triffid Clerk.
55	..	S. P. Martin ..	Flight Steward.
56	..	J. M. Noronha ..	Flight Steward.
57	..	Kshar Singh ..	Commissionaire.

## ORDER

Delhi, the 21st February 1950

**No. F.7(30)|47-(ii)-Dev.**—Whereas the dispute between the management of the Indian National Airways Ltd., New Delhi, and their employees, was referred, by this office order No. F.7(30)|47-Dev. dated the 16th November 1949, as subsequently amended by this office order bearing the same number dated the 18th November 1949 (reproduced in Annexures A and B) for adjudication to the Industrial Tribunal, Delhi.

And Whereas the Interim Award of the Industrial Tribunal, Delhi in the said dispute, has been received

Now, therefore, in exercise of powers conferred by sub-section (2) of Section 15 read with sub-Section (3) of Section 19 of the Industrial Disputes Act, 1947 (Act XIV of 1947) and Government of India Ministry of Labour Notification No. LR-1(9) dated the 28th June 1947, the Chief Commissioner of Delhi is hereby pleased to declare that the said Interim Award shall be binding on the management of the Indian National Airways Ltd., New Delhi, and the workers employed therein and directs that the said Interim Award shall come into operation from the date of this Notification and shall remain in operation for a period of one year.

By order,

GOVIND H. SETHI,

Secretary (Development) to the Chief Commissioner,

Delhi.

**No. F.7(30)|47-Dev.**—Whereas an Industrial dispute between the management and the workers of M/s The Indian National Airways, Ltd., New Delhi has already been referred to the Industrial Tribunal, Delhi vide the Chief Commissioner's Order No. F.7(30)|47-P&D, dated the 19th May 1949.

And Whereas it appears from a report submitted by the Director of Industries and Labour, Delhi on the 12th November 1949 under section 12(4) of the Industrial Dispute Act, 1947 that a fresh dispute in regard to a question of retrenchment has arisen between the management and the workers of M/s The Indian National Airways, Ltd., New Delhi and that as the same could not be settled by conciliation, the Chief Commissioner, therefore, considers it necessary to make provision for the settlement of the said dispute.

Now therefore in exercise of powers conferred by section 10(1) (c) of the Industrial Disputes Act, 1947, read with the Notification of the Government of India Ministry of Labour, No. LR-1(9) dated 28th June 1947, the Chief Commissioner of Delhi is pleased hereby to refer the following dispute to the Industrial Tribunal, Delhi for adjudication, in addition to matters already pending before the Tribunal, in respect of the parties referred to above :

“ To examine the grounds for any retrenchment (excluding retrenchment already effected prior to the 1st November 1949) that may be proposed by the management during the pendency of adjudication proceedings, and to decide, after taking into account any alternative suggestions that may be put forward by the workers representatives, the extent to which the retrenchment has become unavoidable or deemed to be necessary ”.

By order,

GOVIND H. SETHI,

Secretary (Development) to the Chief Commissioner.

Delhi.

## Annexure 'B'

## CORRIGENDUM

Delhi, the 18th November 1949

**No. F.7(30)|47-Dev.**—In Chief Commissioner's order of even number dated the 16th November 1949, for subparagraph of paragraph 3 of the aforesaid order beginning with the quotation “To examine the grounds etc., ..” Substitute the following :

“ To examine the grounds in regard to the proposed retrenchment of 71 persons (excluding retrenchment already effected prior to the 1st November 1949) during the pendency of adjudication proceedings, and to decide, after taking into account any alternative suggestions that may be put forward by the workers' representatives, the extent to which the

retrenchment has become unavoidable or deemed to be necessary”.

By order,

GOVIND H. SETHI,

*Secretary (Development) to the Chief Commissioner,  
Delhi.*

*Delhi, the 22nd February 1950*

**No. F.1-A|10|50-A&E**—Shri Ishwar Dayal Mathur assumed charge of the Office of Officer on Special Duty in the office of the Chief Commissioner of Delhi on the forenoon of 11th February, 1950.

By order,

P. H. B. WILKINS,

*Registrar to the Chief Commissioner,  
Delhi*

*Delhi, the 22nd February 1950*

**No. F.1(34)|49-LSG**.—In pursuance of the provisions of sub-section (2) of section 54-A, of the United Provinces Town Improvement Act, 1919 as extended to the Province of Delhi, it is hereby notified that the Delhi Improvement Trust have transferred to the administrative control of the Chief Commissioner, Delhi, the land described in the schedule below :—

*Schedule*

Land measuring 6 acres, represented by Khasra No. 315|54 (part) in Jhilmila Teharpur and bounded as follows :—

*North*—Nazul land.

*South*—Nazul land.

*East*—Nazul land.

*West*—Private land.

2. The Chief Commissioner, Delhi, is further pleased to place all the land described in the schedule above at the disposal of the Displaced Harijans Rehabilitation Board, Ministry of Rehabilitation, New Delhi.

By order,

K. K. SHARMA,

*Secretary (Local Self Government)  
to the Chief Commissioner, Delhi.*

*Delhi, the 22nd February 1950*

**No. F.2(90)|49-R&J**.—Lala Kishan Chand, Punjab Civil Service (Retired) relinquished charge of the office of the Special Magistrate, New Delhi, on the afternoon of the 31st October 1949.

By order,

Y. N. VARMA,

*Home Secretary to the Chief Commissioner,  
Delhi.*

*Delhi, the 22nd February 1950*

**No. F.3(4)|50-R&J**.—The following is published for general information.

HIGH COURT OF PUNJAB AT SIMLA

Notification No. 20-Genl|XIII.D.3, dated the 6th February, 1950

The Honourable the Chief Justice and Judges have been pleased to make following amendments to the rules relating to the powers and duties of Advocates and Vakils as contained in Chapter 6-B, High Court Rules and Orders, Volume V—

*Insert the following as rule 12 in Chapter 6-B :—*

“ 12. No Advocate or Vakil shall employ direct means of advertisement, such as describing himself on sign-boards, telephone directories, books, letter paper heads or case covers etc., as an expert or practitioner or consultant in any particular branch of law or putting more than one name plate at his residence and office : Provided that, on account of the peculiar situation of Simla houses, an Advocate or Vakil may put up name plates not exceeding three if his residence is separate from the office and not exceeding two if his office and residence are at one and the same place, subject to the condition that name plates are not indicative of advertisement or canvassing ”.

By order of the Chief Justice and Judges,

*Registrar.*

By order,

Y. N. VARMA,

*Home Secretary to the Chief Commissioner,  
Delhi.*

*Delhi, the 23rd February 1950*

**No. F. 50|49-C**.—Shri Gian Chand Bali, Officiating Deputy Superintendent of Police, Delhi was granted 22 days earned leave ; 15 days medical leave on half average pay and 53 days extraordinary leave, with effect from the forenoon of the 23rd December 1948; 14th January 1949 and 29th January 1949, respectively.

On return from leave Shri Gian Chand Bali resumed duty on the forenoon of the 23rd March 1949.

Chief Commissioner's notification No. F.7A(14)|49-Home, dated the 17th May 1949 is hereby cancelled.

By order,

Y. N. VARMA,

*Home Secretary  
to the Chief Commissioner, Delhi.*

*Delhi, the 24th February 1950*

**No. F.3(15)I|50-R&J**.—Shree Chandra Gupta Suri relinquished charge of the office of the Registrar, Small Cause Court, Delhi, on the afternoon of the 8th December, 1949 on being granted 15 days' leave on average pay.

**No. F.(15)II|40-R&J**.—Shri Chandra Gupta Suri assumed charge of the office of the Registrar, Small Cause Court, Delhi, on the forenoon of the 23rd December, 1949, on return from leave.

This office notifications of even number dated the 24th January 1950 are hereby cancelled.

By order,

Y. N. VARMA,

*Home Secretary  
to the Chief Commissioner, Delhi.*